IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 69172-M of 2006

DATE OF DECISION : 19.12.2006

Ravinder Kaur

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. B.S. Jaswal, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

Mr. D.S. Pheruman, Advocate,
for the complainant.

Petitioner Ravinder Kaur, apprehending her arrest in a non-bailable offence in case FIR No. 335 dated 24.10.2004 under Sections 419/ 467/468/471 IPC, registered at Police Station Civil Lines, Amritsar, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail

I have heard counsel for the parties and have gone through the contents of the FIR.

Counsel for the petitioner contends that as per the allegations in the aforesaid FIR, co-accused Joginder Singh got prepared a fictitious general power of attorney of one Smt. Harbans Kaur, who was owner of the land. It is alleged that the said lady died in the year 1973 and at the time of execution of the general power of attorney, the petitioner impersonating herself as Harbans Kaur put her thumb impression on the said general power of attorney. Counsel contends that during the investigation, thumb impressions of the petitioner were taken and as per the report of the hand-

writing and finger prints expert, her thumb impressions did not tally with the thumb impression on the general power of attorney. Counsel contends that on the basis of the said report, the police submitted cancellation report before the court. The said report was not accepted by the court and further investigation was ordered. Now, further investigation is still going on.

Counsel for the petitioner further states that in terms of the interim order dated November 09, 2006, the petitioner has joined the investigation. The State counsel, after having instructions from Sawinder Singh HC does not dispute this fact and he further states that the petitioner is no more required for further investigation.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated November 09, 2006, is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 19, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**